

## Message Text

CONFIDENTIAL

PAGE 01 STATE 053927

15

ORIGIN EUR-12

INFO OCT-01 ISO-00 L-02 SCS-03 SS-15 SCA-01 CIAE-00 INR-07

NSAE-00 /041 R

DRAFTED BY EUR?CE:RDDAVIS:BJR  
APPROVED BY EUR:RICHARD D. VINE  
C:WTSHIN  
L/M:HORACE SHAMWELL (INFO)  
SCS:LILLIAN MULLIN  
S/S-O:ASHANKLE

----- 116871

R 110012Z MAR 75  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS  
INFO AMEMBASSY BERLIN  
USMISSION USBERLIN  
AMEMBASSY LONDON  
AMEMBASSY BONN

C O N F I D E N T I A L STATE 053927

E.O. 11652: GDS

TAGS: CGEN, PFOR, GW, GE, US

SUBJECT: US/GDR CONSULAR NEGOTIATIONS

SUMMARY: THIS MESSAGE SUMMARIZES COMMENTS BASED ON US  
EXPERIENCE WHICH MAY BE HELPFUL TO FRENCH WHEN THEY BEGIN  
CONSULAR NEGOTIATIONS IN MID-MARCH. EMBASSY SHOULD  
ENCOURAGE FRENCH TO FOLLOW THE US APPROACH ON QUESTION OF  
NATIONALITY DEFINITION. END SUMMARY.

1. EMBASSY PARIS IS AUTHORIZED TO INFORM GOF OF FOLLOWING  
IMPRESSIONS AND COMMENTS ARISING FROM INITIAL USG TALKS WITH  
GDR ON CONSULAR CONVENTION.

2. THE EAST GERMAN GROUP WILL PRESUMABLY BE HEADED BY  
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 053927

AMBASSADOR AUGUST KLOBES, WHO SEEMS TO NEGOTIATE ALL THE

GDR CONSULAR AGREEMENTS. THE EAST GERMANS ASSUMED TONES OF RIGHTEOUS INDIGNATION WHEN DISCUSSING "ILLEGAL" FRG PRETENSIONS IN NATIONALITY FIELD, BUT WERE FRIENDLY AND COURTEOUS IN THE WORKING ROUTINE AND A FEW SOCIAL CONTACTS.

3. GDR DRAFT SUBMITTED TO GOF APPEARS IDENTICAL TO DRAFT GIVEN USG (EMBASSY PARIS' A-74). INITIAL USG DRAFT AND GDR DRAFT HAVE BEEN POUCHED TO EMBASSY PARIS, AND CONTAIN SOME NOTATIONS AS TO UNRESOLVED US/GDR DIFFERENCES. MOST

OF THESE RELATE TO PROCEDURAL AND LEGAL MATTERS PECULIAR TO THE EAST GERMAN AND AMERICAN SYSTEMS, AND WILL HAVE LITTLE RELEVANCE FOR THE FRENCH, E.G. THE PROBATE OF ESTATES.

4. THE QUESTIONS OF A TIME FRAME FOR NOTIFICATION OF A CONSUL OF THE ARREST OF A NATIONAL, FOR THE FIRST PERMITTED VISIT TO AN ARRESTED NATIONAL, AND FOR FREQUENCY OF SUCH VISITS, WERE NOT RESOLVED. THE GDR INDICATED A WILLINGNESS TO COMPROMISE, AND WE SUPPOSE THEY WILL TRY TO "SPLIT THE DIFFERENCE" BETWEEN THEIR PROPOSALS AND OURS. WE WILL HOWEVER, STRONGLY INSIST ON NOTIFICATION AFTER THREE DAYS, A VISIT AFTER FOUR DAYS, AND THEREAFTER AT 30 DAY INTERVALS. WE HAVE BEEN ABLE TO ACHIEVE THIS IN OUR OTHER CONSULAR TREATIES WITH THE BLOC.

5. THE CENTRAL QUESTION REMAINS THE DEFINITION OF NATIONALITY, WHICH WE REJECT. OUR POSITION IS THAT SUCH A DEFINITION IS NOT NECESSARY FOR EFFECTIVE FUNCTIONING OF A CONSULAR CONVENTION. USG HAS PRECEDENT OF NOT INCLUDING SUCH DEFINITIONS IN OTHER CONSULAR TREATIES. WE ALSO SAID IT RAISED POLITICAL IMPLICATIONS WHICH WE THOUGHT HAD NO PLACE IN SUCH A DOCUMENT. WE HOPE IT WILL BE POSSIBLE FOR THE FRENCH ALSO TO AVOID AGREEING TO A NATIONALITY DEFINITION.

6. THE EAST GERMANS DID NOT RPT NOT ASK US WHETHER WE WOULD PERMIT AN FRG CONSUL TO REPRESENT AN EAST GERMAN CITIZEN WHO ASKED FOR SUCH REPRESENTATION. INGERSOLL

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CONSULAR MEETINGS, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 11 MAR 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE053927  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750084-0626  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750362/aaaacdmk.tel  
**Line Count:** 99  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EUR  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 13 MAY 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <13 MAY 2003 by ElyME>; APPROVED <07 OCT 2003 by ElyME>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** US/GDR CONSULAR NEGOTIATIONS SUMMARY: THIS MESSAGE SUMMARIZES COMMENTS BASED ON US  
**TAGS:** CGEN, PFOR, GE, GC, US  
**To:** PARIS  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006